

REMARKS

Claims 1-17 and 19-26 are in this application and are presented for consideration. By this amendment, Applicant has amended each of the independent claims and has revised allowable claim 14 to place it in independent and allowable form.

Claim 1 has been amended to highlight the nature of the invention which includes a monitoring of a telephone system, particularly a packet based system on a distributed network and generating a telephone call with a voice message to convey a system problem to an administrator. Each of the independent claims highlight the making of a telephone call or particularly sending data that includes a voice message which is correlated with the error which has been detected on the system.

Claims 1, 2, 4-8, 11, 13, 14 and 17-21 have been rejected as being indefinite. Applicant has revised the claims to address each of the issues which have been raised by the Examiner. Applicant wishes to thank the Examiner for the careful reading of the claims and for the helpful comments. It is believed that the claims are now clear and definite and conform with the requirements of the statute.

Claims 1, 2, 4-6, 13, 15, 16, 18-20 and 26 have been rejected as being anticipated by Kung et al.

The Kung reference discloses a telephone system particularly having features relating to internet protocol telephone networks. The present invention and the system disclosed by Kung et al. have many similarities, based on their similar use of packets and the potential use of the internet protocol. However, Kung et al. is primarily focused on establishing an IP

telephony system which has typical telephone functionalities such as busy tones and the like. The reference as a whole fails to provide any teaching or suggestion as to making a call to an administrator with the call providing a human speech message. Instead, the errors and other system aspects which are detected and acted on where in packets (including audio packets) are moved to particular units, involve normal telephone aspects such as off-hook situations. Where there is a discussion of advertisements or other announcements to be provided to a user, it is the user that initiates the situation, namely has the phone off the hook, picks up the phone etc. Specifically, the announcement server 220 responds to requests from individual system devices. With regard to such announcements these announcements are not generated based on errors being detected wherein the errors are correlated with the announcements. There is certainly no generation of a telephone call to a user with the other features as noted above.

As further specified in several of the independent claims, the invention initiates a telephone call to an administrator based on saved administrator data packets wherein this includes a network telephone address or an address to the telephone line network interface with a telephone number of a telephone connected to the public switch telephone network. Specifically, if the administrator address may be a network telephone physically on the same network (whether the same collision domain or not) as the network call processor or connected via routers switches bridges etc. or connected via a wide area network on the one hand to a network telephone. The administrator may also have a standard telephone which is connected to the public switched telephone system which is in turn connected to the network call processor via a line card or the like as disclosed. This initiated telephone call sends a voice

message which has been previously correlated with particular system errors. The invention allows a system administrator to be alerted wherever he or she is, via cell phone, regular telephone, pager or network telephone. The invention allows sets of administrator data packets to be provided wherein there is a correlation between an individual set of packets and the particular error. This combination of features is neither taught nor suggested by the prior art including Kung et al.

The teachings of Kung et al. relating to the various abilities of control of a network telephone system do not present the teachings or suggestions to the person of ordinary skill in the art to provide a monitoring for errors and a specific response upon the detection of errors including initiating a telephone call. The system of the invention has both network telephones and a network telephone processor for maintaining and running this system and then also includes a system for alerting an administrator of the network telephone system. The alerting is based on a monitoring of the status of the network as well as establishing administrator data with a correlation between potential errors and the message content wherein the making the telephone call includes issuing the alert voice message after detecting the fault or problem wherein the message is based on a selection from sets of data packets with the selection being based on a predetermined correlation of the message content and the status or fault or error situation. Each of independent claims 1, 13 and 16 include or highlight this combination of features. The prior art fails to generally teach this combination and particularly Kung et al. fails to teach the correlation between error and administrative data packet wherein the data packet includes particularly voice message content and also telephone contact data. The system of the invention does not generally send an off-hook voice packet to any telephone

which has an improper off-hook status but instead has predefined correlation between error, message content and administrator telephone information and makes a call to the administrator when the particular error is detected. The invention constitutes a different combination of features and this combination is not suggested by Kung et al.

Applicant respectfully requests that the Examiner reconsider the rejection in view of the revised claims. Should the Examiner determine that the claim language should be changed or should the Examiner have ideas as to presenting features of the invention with different claim language, the Examiner is requested to telephone Applicant's attorney such that all issues may be resolved at the earliest possible time.

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